



09-15-05

DAC
2201

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number S-100,630
First named inventor: Herbert O. Funsten		
Application No.: 10/671,109	Art Unit:	2879
Filed: 9/25/2003	Examiner:	Patel, Vip
Title: FOIL ELECTRON MULTIPLIER		
Mail Stop Petition Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 FAX: (703) 872-9306		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. However, applicants faxed Part B-Fee Transmittal Form authorizing payment to the USPTO on March 30, 2005. It appears that the forms were inadvertently faxed backwards, i.e., blank side was transmitted.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION		
NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and (4) Statement that the entire delay was unintentional.		
1. Petition fee		
<input type="checkbox"/> Small entity - fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.		
<input type="checkbox"/> Other than small entity - fee \$ _____ (37 CFR 1.17(m))		
2. Reply and/or fee		
A. The reply and /or fee to the above-noted Office action in the form of _____ (identify type of reply):		
<input type="checkbox"/> has been filed previously on _____. <input type="checkbox"/> is enclosed herewith.		
B. The issue fee of \$ <u>1,000.00</u>		
<input checked="" type="checkbox"/> has been paid previously on <u>March 30, 2005</u> . <input type="checkbox"/> is enclosed herewith.		

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application.

09/16/2005 EFLORES - 00000003 122150—10460452

01 FC:2453 750.00 DA

09/16/2005 EFLORES 00000040 122150
01 FC:2453 750.00 DA

3. Terminal disclaimer with disclaimer fee

- Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

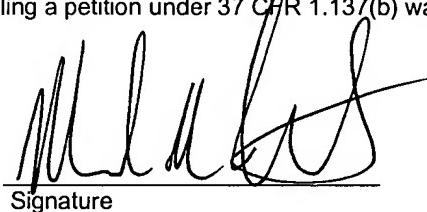
The Director is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account Number 12-2150.

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

[NOTE: The United States Patent and Trademark Office may required additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

September 13, 2005

Date



Signature

Telephone

Number: (505) 665-5187

Mark N. Fitzgerald

Typed or printed name

Los Alamos National Laboratory
LC/IP, MS A187
Los Alamos, New Mexico 87545

Enclosures: Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other: copy of facsimile transmission and fee transmittal

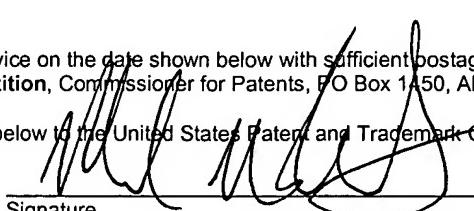
CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- deposited with the United States Postal Service on the date shown below with sufficient postage as express mail in an envelope addressed to: **Mail Stop Petition**, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.
- transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

September 13, 2005

Date



Signature

Mark N. Fitzgerald

Typed or printed name of person signing certificate



FEE TRANSMITTAL For FY 2005

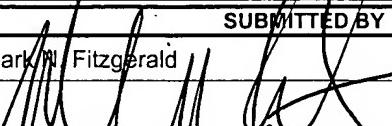
Patent fees are subject to annual revision

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT: \$ 750.00

Complete if Known	
Application Number:	10/671,109
Filing Date:	9/25/2003
First Named Inventor:	Herbert O. Funsten
Examiner Name:	Patel, Vip
Group/Art Unit:	2879
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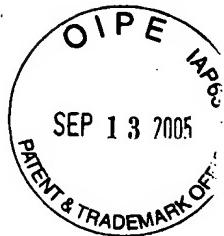
METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)																																																																																																																																																		
<p>1. <input checked="" type="checkbox"/> The commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number: 12-2150 Deposit Account Name: Los Alamos National Laboratory</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 C.F.R. 1.16 and 1.17</p>	<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> </tr> <tr> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1001</td> <td>2001</td> <td>\$150</td> <td>Basic Filing fee</td> <td>\$150.00</td> </tr> <tr> <td>1004</td> <td>2004</td> <td>\$150</td> <td>Reissue Filing fee</td> <td>\$</td> </tr> <tr> <td>1111</td> <td>2111</td> <td>\$250</td> <td>Search Fee</td> <td>\$250.00</td> </tr> <tr> <td>1311</td> <td>2311</td> <td>\$100</td> <td>Examination Fee</td> <td>\$100.00</td> </tr> <tr> <td>1005</td> <td>2005</td> <td>\$100</td> <td>Provisional Filing Fee</td> <td></td> </tr> <tr> <td>1085</td> <td>2085</td> <td>\$125</td> <td>Provisional Size Fee (for each additional 50 sheets that exceeds 100 sheets)</td> <td></td> </tr> <tr> <td align="right" colspan="4">SUBTOTAL (1) \$ 0.00</td> </tr> </tbody> </table>	Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid	1001	2001	\$150	Basic Filing fee	\$150.00	1004	2004	\$150	Reissue Filing fee	\$	1111	2111	\$250	Search Fee	\$250.00	1311	2311	\$100	Examination Fee	\$100.00	1005	2005	\$100	Provisional Filing Fee		1085	2085	\$125	Provisional Size Fee (for each additional 50 sheets that exceeds 100 sheets)		SUBTOTAL (1) \$ 0.00																																																																																																													
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SUBMITTED BY		Complete (if applicable)	
Printed Name:	Mark N. Fitzgerald	Reg. No.	48,300
Signature:		Date: September 13, 2005	Telephone: (505) 665-5187

copy



Auto-Reply Facsimile Transmission



TO:

Fax Sender at 505 665 4424

Fax Information

Date Received:

3/30/2005 11:14:24 AM [Eastern Standard Time]

Total Pages:

3 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page
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03/30/05 09:13 FAX 505 665 4424	GENERAL FAX	001
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PAGE 1/3 * RCVD AT 3/30/2005 11:14:24 AM (Eastern Standard Time) * SVR:USPTO-6PXRF-2/D * DNIS:7464000 / CSID:505 665 4424 * DURATION mm:ss:00:36		

PART B - FEE(S) TRANSMITTAL

Copy

Complete and send this form, together w/*PE*applicable fee(s), to: Mail

Mail Stop ISS. FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

or Fax

(703) 746-4000

SEP 13 2005

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

35068 7590 03/23/2005

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

UNIVERSITY OF CALIFORNIA
LOS ALAMOS NATIONAL LABORATORY
P.O. BOX 1663, MS A187
LOS ALAMOS, NM 87545

Certificate of Mailing or Transmission
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Mark N. Fitzgerald

(Depositor's name)

[Signature]

(Signature)

March 30, 2005

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/671,109	09/25/2003	Herbert O. Funsten	S-100,630	7237

TITLE OF INVENTION: FOIL ELECTRON MULTIPLIER

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$1000	06/23/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
PATEL, VIP	2879	313-10300R

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Mark N. Fitzgerald

2 _____

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

The Regents of the University of California, Los Alamos, NM 87545

Please check the appropriate assignee category or categories (will not be printed on the patent): Individual Corporation or other private group entity Government

4a. The following fee(s) are enclosed:

4b. Payment of Fee(s):

- Issue Fee
- Publication Fee (No small entity discount permitted)
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 A check in the amount of the fee(s) is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 12-2150 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

 a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature *[Signature]*

Date March 30, 2005

Typed or printed name Mark N. Fitzgerald

Registration No. 48,300

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Rev. 06/04/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Herbert O. Funsten Docket No.: S-100,630

Serial No.: 10/671,109 Examiner: Patel, Vip

Filed : 9/25/2003 Art Unit: 2879

For : FOIL ELECTRON MULTIPLIER

Customer No. 35068

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Office of Petitions:

In response to the Office communication dated September 6, 2005, Notice of Abandonment for failure to timely pay the required issue fee and publication fee, I have attached a copy of the Issue Fee Transmittal dated March 30, 2005, authorizing payment, and facsimile transmission. Also enclosed is a fee transmittal authorizing payment for a Petition to Revive-unintentional of \$750.00.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

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Signature

Date September 13, 2005

Mark N. Fitzgerald
(type or print name of person certifying)

SN 10/671,109
Docket No. S-100,630
In Response to Office Communication dated September 6, 2005.

Thank you for your attention to this matter.

Date: 9/13/2005

Reg. No. 48,300
Phone (505) 665-5187

Respectfully submitted,

Signature of Attorney

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